

Exhibit 3

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

TROOPER 1,

Plaintiff,

v

Civil Action No.: 22-cv-893

NEW YORK STATE POLICE, et al.,

(LDH) (TAM)

Defendants.

DEPOSITION OF: ANA LISS

DATE: July 10, 2023

TIME: 10:27 a.m. to 7:07 p.m.

LOCATION: Harris Beach, P.L.L.C.

99 Garnsey Road

Pittsford, New York 14534

1 Cornell and I took a slight pay cut in order to make
2 that transition. But I really wanted to stay in Albany
3 and to stay there, but it was difficult workplace
4 environment.

5 Q. And you were in the executive
6 chamber from 2013 to 2015. Is that right?

7 A. That's correct.

8 Q. Now, when you said that the --
9 during the time you work there, it was, quote, unquote,
10 hostile in many ways. What do you mean by hostile?

11 A. There was a lot of fear. I was in
12 communication with younger staffers, and there was a
13 constant threat and fear of, you know, losing your job
14 arbitrarily or there was a lot of gossip, office gossip.

15 A lot of knowledge at high levels of what
16 was going on in younger staffer's personal lives, I
17 thought that was inappropriate. It was a long time ago.
18 So it's hard for me to, kind of, gin up specific
19 examples in case studies. But it was a scary place to
20 work, for me, at least.

21 Q. Okay. In terms of your personal
22 interactions with Governor Cuomo, during the time you
23 worked in the executive chamber. Do you have specific
24 complaints about your personal interactions with

A. I don't believe that the Governor, to be clear, sexually harassed me. I felt that on a limited number of occasions, I did not have many interactions with the Governor and I don't know if he knew my name.

A series of horizontal black bars of varying lengths and positions, resembling a barcode or a stylized text representation. The bars are arranged in a vertical sequence, with some starting from the left edge and others being indented. The lengths vary significantly, with some bars spanning most of the width and others being much shorter. The overall effect is a high-contrast, abstract pattern.

A. And I was over the moon to work for him. And then, subsequent to that occasion where he sought out the photograph. I remember the next day, there was some office gossip about, oh, you know, the Governor likes you.

And you know, it didn't -- I found it
flattering at the time but then on subsequent

1 recollection and reflection, I felt that it was, in
2 light of some of the complaints that had come to the
3 fore I understood it to be inappropriate.

4 And I felt that, as a woman, it was my
5 duty to use my voice to help set the record straight
6 about some of the other more, I think, egregious, which
7 I had no -- I had no -- I did not bear witness to any of
8 the other instances that have been alleged.

9 But I felt that it was my duty as a woman
10 to speak up and say, I experienced this as a fellow
11 working in the Governor's office. And overall, it was
12 a, somewhat inappropriate workplace environment, a
13 little bit dangerous for younger, vulnerable people,
14 particularly women.

15 Q. So we'd unpack that a little bit.

16 A. Uh-huh.

17 Q. With respect to your saying that you
18 didn't believe the Governor sexually harassed you. You
19 don't believe that today?

20 A. No.

21 [REDACTED]
[REDACTED]

[REDACTED] [REDACTED]

24 Q. And in terms of when you talk about,

1 in light of some of the more egregious allegations that
2 -- that came out. Are you referring to Lindsey Boylan
3 and Charlotte Bennett?

4 A. Yes.

5 Q. And when those allegations came out,
6 did that cause you to think, you know -- well, I think
7 some of maybe what happened with me was inappropriate,
8 not sexual harassment but --?

9 A. Yes. Yes. It was on the heels of
10 the -- MeToo movement and there was a cultural shift
11 around what was, and was not, what is ,and what is not
12 appropriate conduct in the workplace. Particularly, on
13 the part of individuals in positions of power and
14 influence.

15 And for several years, I had harbored a
16 lot of insecurity about my time there and my departure,
17 feeling as though I, you know, I -- I couldn't suck it
18 up enough to withstand some of the pressure and the --
19 the need to keep up with appearances, et cetera and --.

20 Q. Can I ask you what you mean about
21 that if I stop you right there. The need to keep up
22 with appearances? What do you mean by that?

23 MR. CRAIN: Wait, objection, you
24 shouldn't stop her answers in the middle even if her

1 journalism degree and I worked in that world for a short
2 time and I can tell you that the -- they will cherry-
3 pick what you say to suit a narrative that will elicit
4 more clicks and eyeballs.

5 And I did -- I did take some issue with
6 some of the way that my narrative was presented by the
7 news media and, you know, had some -- had some
8 consternations about it.

9 Q. Yeah. I wanted to ask you about
10 that because you did a number of interviews.

11 A. I did. Yes.

12 Q. And did you feel some of the
13 interviews took your comments out of context?

14 A. Yes.

15 Q. Was it --?

16 A. I tried to do -- if I could. So I -
17 - because I have some relationships here locally in this
18 community --

19 Q. Yeah.

20 A. -- with journalists --

21 Q. Yeah.

22 A. -- that I respect, I -- I thought,
23 you know, I ignored ninety-nine percent of the outreach
24 that I was getting. But when Adam Chodak or Ginny Ryan

1 contacted me I thought, well, they're a friendly
2 audience, a friendly face, and I think they might
3 present my story in such a way that is a little bit more
4 accurate.

5 And I won't be characterized the way
6 that, you know, perhaps Gothamist put the -- the story.
7 Even the Wall Street Journal, I felt, was a little bit -
8 - I thought I was super clear with -- with Jimmy about
9 what I was -- how I was characterizing my experience.

10 And it felt like I was just thrown into
11 this group of women who said the Governor sexually
12 harassed me and I wanted to be clear that the Governor
13 didn't sexually harass me.

14 Q. Didn't --.

15 A. I don't think that that ever came
16 clear. So now in my experience to this day, when and if
17 it -- it comes up, I always try to be clear with people
18 that, hey listen, I wasn't -- I didn't -- I was not
19 sexually harassed by the Governor.

20 I was speaking up for other elements of
21 the workplace that I felt were questionable and
22 problematic that caused me to look elsewhere for
23 employment. And I thought that my perspective might
24 undergird or bolster the perspectives of the women who

1 kind of put it all on the line, Ms. Boylan, and Ms.
2 Bennett at the time.

3 I was not personal friends with either of
4 them. I had only interacted with Ms. Boylan on a couple
5 of occasions when I was working there. I think she was
6 based in Manhattan and Ms. Bennett and I had not met.

7 So -- but I felt that -- and this was me
8 as a millennial on the heels of the MeToo movement,
9 feeling that it was the right thing for me to do. And
10 again, I had been contacted by a number of journalists.

11 Q. I wanted to ask that because we're
12 going to talk a little bit and when it -- about the
13 Jimmy Vielkind piece. And I wondered if your reaction
14 to the piece is exactly as you said to me, which is you
15 felt -- of course, you felt he sensationalized your
16 experiences.

17 A. I don't know if sensationalize is
18 the correct term, because the Wall Street Journal abides
19 by its own editorial principles, and journalistic
20 ethics, ethical code.

21 Q. Yeah.

22 A. They have their own kind of way of
23 fact checking. So he -- he took the interview and he
24 distilled from it facts. But he did not include

1 it's -- maybe more pages for you.

2 A. That's okay.

3 Q. The paragraph that starts, it says,
4 none of the staffers who spoke to Gothamist W.N.Y.C.
5 said they witnessed sexual harassment or sexual
6 misconduct by the Governor.

7 A. Uh-huh.

8 Q. Do you see that?

9 A. Yeah.

10 Q. And does that statement apply to
11 you?

12 A. Yes.

13 Q. Okay. You didn't witness sexual
14 harassment or sexual misconduct by the Governor?

15 A. No, I did not.

16 Q. And you said you received kisses on
17 the cheek, just as one of the women who spoke out
18 against the Governor described.

19 A. Yes.

20 Q. And the Governor kissed you on the
21 cheek?

22 A. Yes. And it says here, Liss said it
23 felt like a fatherly gesture, and I stand by that
24 statement.

1 Q. Okay. It also says that Cuomo also
2 asked her personal questions including if she had a
3 boyfriend, which she did not consider out of line.

4 A. At the time, I did not consider it
5 out of line. It felt par for the course for that
6 environment and for his reputation as a politician.

7 Q. But at -- but at the time you spoke
8 to Gwynne Hogan on March 4th, did you not consider it
9 out of line when you were speaking with her?

10 A. No, that's why I was talking to her.
11 So on the one hand, I wanted to attach my identity to it
12 because I knew that it was assisting the journalists,
13 telling a more accurate story.

14 Q. Yeah.

15 A. And then I also wanted to clarify my
16 experience that these things happened. I did not
17 interpret them as sexual harassment. I do not interpret
18 them as sexual harassment. Were they inappropriate?

19 Perhaps, yes. At the time, I didn't feel
20 they were inappropriate. I felt that they were
21 flattering. And, oh my goodness, the most powerful man
22 in New York State is taking some interest in me as an
23 individual.

24 And wow, you know, and calling my mom and

1 saying, hey mom, the Governor asked me if I had a
2 boyfriend today.

3 Q. Yeah.

4 A. And I thought that by sharing that
5 perspective, it would give the wider universe a better
6 lens on what was going on here. The workplace
7 environment.

8 Q. Yeah. So I want to talk about the
9 first time you met the Governor. You were -- were you
10 outside of Howard's office?

11 A. Yes. I think that's when it
12 happened.

13 Q. And what -- did he come walking
14 through?

15 A. Yes. I think he was -- so Suzanne
16 saw him.

17 Q. This is Suzanne?

18 A. Suzanne Brackett.

19 Q. Brackett.

20 A. She saw him coming through and said,
21 you know, hi, Governor. And he noticed that I was a new
22 face. And he came over and he introduced himself to me,
23 I think, and again, over ten years ago.

24 Q. Yeah.

1 that afterwards. But Ms. Tagliafierro, she'd been a
2 prosecutor for seven years?

3 A. Of course, yes. She was a force to
4 be reckoned with in her own right. I -- I mean, she was
5 very well-respected and regarded for her --

6 A. Uh-huh

7 Q. -- qualifications, her intellect.

8 A. Uh-huh.

9 Q. So you're not saying anything about
10 that -- that Letizia Tagliafierro was there because of
11 her looks?

12 A. No, no. There was another woman,
13 Irene Baker, who's tall and lovely and beautiful, and
14 the -- these were all women who, while all at once, they
15 were attractive and -- and lovely as -- as I mentioned,
16 they were also highly credentialed and qualified to be
17 in their positions.

18 They were all also highly qualified, very
19 beautiful women, and I know that I did make the comment
20 that, you know, you didn't necessarily need a
21 highfalutin degree, or education, or credential in order
22 to get to that level.

23 And I think perhaps what I was getting at
24 was to be a briefer or to be on the more administrative

1 side of things and less so like I -- I fully acknowledge
2 that the Governor was not going to appoint someone to be
3 his secretary or to be his counsel who was not highly
4 credentialed.

5 Q. And you didn't understand the
6 Governor would appoint someone because of their looks?

7 A. No, no, but that I interpreted, it
8 was my impression that that didn't hurt. You know, if
9 there are two candidates and one is Mr. Magoo and the
10 other is Barbie, and both have Harvard Law degrees and
11 have equal sets of skills, Barbie gets the job over Mr.
12 Magoo. That's my very not prosaic way of describing
13 what was in my mind.

14 Q. So this was in your head?

15 A. In my head, and I was working there
16 observing. It was impressed upon me based on my
17 observations of dynamics and who did what to whom, who
18 had what job, that it didn't hurt to be a beautiful and
19 well-dressed woman in a -- in the executive chamber of
20 Governor Andrew Cuomo.

21 Q. But you weren't trying to suggest
22 that the Governor's goal was to surround himself with --

23 A. A cabal of women.

24 Q. -- beautiful women?

1 A. Absolutely not, no.

2 [REDACTED]

3 [REDACTED]

4 [REDACTED]

5 [REDACTED]

6 [REDACTED]

7 [REDACTED]

8 [REDACTED]

9 [REDACTED]

10 [REDACTED]

11 [REDACTED]

12 [REDACTED] Is it

13 fair to say you don't know whether or not Melissa ever
14 got yelled at?

15 A. I don't know whether. I don't have
16 -- no. In -- in my observation, sitting where I sat in
17 those instances that were limited in number and
18 frequency where I observed the two of them together,
19 there was no contentious nature with which the Governor
20 conducted himself around her.

21 It was much more respectful and friendly,
22 so I took that to mean that that was normal. But I -- I
23 also knew from conversations working with Andrew
24 Kennedy, that the Governor had a vicious way about him

1 in dealing with his officers and managers, high -- high
2 expectations. And he could really cut you down if -- if
3 you answered directly to him.

4 So I wouldn't be surprised if that did
5 perhaps happen to her, but I observed that the
6 recipients of any more negative behavior or -- or
7 outbursts were more -- were men, I think.

8 Q. How often did you observe this from
9 where you were sitting at the end of the --

10 A. I didn't observe a lot, but I heard
11 through the walls screaming sometimes.

12 Q. Uh-huh.

13 A. I remember hearing Joe screaming on
14 the phone. I remember there being conference calls
15 where the Governor was on the line and there was
16 yelling, and it didn't strike me as very professional,
17 and I had heard through -- and this is hearsay, which is
18 not material to everything, but I had heard that to be
19 dressed down by Joe or by the Governor was the ultimate
20 in humiliation.

21 And I can't speak directly to that
22 because I didn't observe it directly. I just heard
23 through the -- office gossip mill and also through
24 murmurs through the walls of, you know, yelling on the

1 phone. And there was one in -- instance where like a --
2 a secretary who I think worked in Joe's office was burst
3 into tears and ran into our office and closed the door
4 and sat and was shaking.

5 And I didn't know what had happened or,
6 but I -- I connected that and perhaps it was non-
7 sequitur, but I took that instance as evidence of toxic
8 office culture. And I thought, gosh, you know, I've
9 never worked in an office as a young twenty-eight year
10 old where there were tears and yelling and screaming and
11 things of that nature.

12 Q. The secretary that came to Joe's
13 office crying, you don't know why she was crying?

14 A. I don't.

15 Q. Okay.

16 A. I don't. It was one time.

17 Q. Okay. And then, when you had heard
18 the Governor, I think you said yelling on conference
19 calls?

20 A. There were times that I could
21 overhear his voice on a conference call, whether it was
22 with Howard or with Jim. And, you know, he could be
23 very -- he could bellow a little bit, but I didn't hear
24 him saying curse words or anything like that, or saying,

1 calling anybody names.

2 I know that there was, you know, there
3 was a culture of name calling on the side, and I thought
4 maybe that comes from the top that trickles down from
5 the top. So I was making a lot of assumptions here in
6 my characterization of the workplace environment, I will
7 say that.

8 Q. You've never heard the Governor call
9 anyone a name?

10 A. No.

11 [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

I felt as though it was this arbitrary

elevation to an empty desk because of a limited

interaction that I'd had with Howard Glazer. And I

seemed to fit a certain build based on my observation.

And I said here that it was an assumption. And it was

an assumption that was bolstered by observation.

1 Again, not being able to speak to
2 specific things that were said because of how much time
3 has passed, but spending forty, sometimes fifty hours a
4 week there in that environment, I understood that, as I
5 mentioned before, if you look a certain way, it doesn't
6 hurt.

7 And so I felt -- and I -- and oftentimes
8 I would sit there, and I didn't, you know, Howard was in
9 Manhattan, the Governor was in Manhattan, Andrew Kennedy
10 was running around. I didn't have anybody giving me
11 meaningful work to do.

12 Q. Uh-huh.

13 A. And I would receive random
14 invitations to go staff a party at the mansion. And I
15 thought, what the hell am I doing here? I moved from
16 Rochester and I -- this is stressful and somewhat
17 meaningless and I was given some assignments that gave
18 me some routine, but it wasn't enough to really populate
19 the entirety of a workday and I took all of these
20 impressions to mean that looking a certain way didn't
21 hurt.

22 And it was -- that was, I think other
23 fellows and members of that crew, the younger staffers
24 made comments to that effect that, oh, yeah. You're

1 just there because, or you are there because.

2 Q. So when you refer to crew, again,
3 we're talking about younger staffers?

4 A. Yeah, yeah.

5 Q. And -- and they made comments to you
6 that you're just there because --

7 A. Well, they --.

8 Q. -- of your looks?

9 A. Nobody came up to me and said, well,
10 you're just here because of your looks.

11 Q. Yeah.

12 A. But there was a general sense that,
13 oh, yeah, you know, the prettiest, the most attractive
14 women do get a seat at those tables and do have, like
15 when you -- you have a higher propensity of catching the
16 eye of the Governor, therefore, so I just connected the
17 two and I thought.

18 And -- and again, you know, it's rooted
19 in my imposter syndrome and feeling as though, what am I
20 doing here? And it was an assumption and an impression
21 that I had, a cultural thing and perhaps rooted in the
22 office lore or the -- because again, I wasn't having
23 conversations with the Governor, with high senior
24 staffers. I was talking with junior level staffers.

1 that a significant reason why I was there was because of
2 my own credentials and the fact that I had been
3 appointed as one of the Empire State Fellows in the
4 second cohort.

5 It was an incredibly -- it's -- it's -- I
6 -- I, again -- again, I -- I'm -- I'm thinking about
7 things that happened over ten years ago and the feelings
8 that I had over ten years ago, and it was a really
9 lonely place to be at that desk.

10 I felt undervalued as a professional and
11 as a contributor to the larger policy landscape. Aside
12 from what contributions I was able to make that were
13 small and the only times that I ever did get a wink and
14 a nod and attention from the Governor was based on the
15 fact that I was, you know, I -- I suppose I was a cute
16 blonde that was -- and -- and a docile blonde that took
17 direction and executed that was afforded a seat in the
18 bullpen.

19 And I think others who worked there at
20 the time and subsequent to that would testify to the
21 fact that it was a really demoralizing place to work and
22 people oftentimes were really desperate to get out of
23 there. And there was this feeling that you had to get
24 the blessing of the higher ups to get out of there in

1 order to get a good job elsewhere.

2 And it was sort of survival of the
3 fittest, and it was a -- there was jostling for position
4 and proximity to the Governor and others that were in
5 power. And it was just really, it didn't feel like a
6 professional workplace.

7 It felt like a -- it was like Mad Men-
8 esque, you know, but -- and it -- and I just -- it was -
9 - it was grating to my sense of self-worth
10 professionally, and I regretted that I had uprooted my
11 life and my work to move there and just to sit and
12 collect dust at this desk and to grind away at
13 oftentimes meaningless tasks. And for what?

14 I didn't have any -- there was no promise
15 to me that I was going to land in any sort of meaningful
16 position after the fellowship, and I just felt like,
17 what am I doing here except for, oh, hi, Governor. You
18 know, I -- and again, assumption, speculation.

19 A lot of what I felt bad about the
20 culture and the toxicity beyond what I could hear
21 murmuring through the walls and what I could pick up
22 from things that I had heard from younger staffers and
23 whatnot, or through Michael Cassidy or through Howard
24 Glazer, I -- it was hearsay.

1 Q. So in other words, you made the --
2 you these were assumptions you were making?

3 A. Yes. But I don't think I -- I'm a
4 pretty astute and observant person.

5 Q. Yeah.

6 A. And I don't think I was totally off
7 base.

8 Q. Well, let me ask you this. When you
9 say it was Mad Men-esque, what do you -- what do you
10 mean by that?

11 A. Just, you know, women behind desks
12 and powerful men rubbing shoulders with powerful men.
13 An older -- an old school kind of office culture that
14 you would -- that you would see in a more traditional
15 old school environment, I guess.

16 Not it -- it didn't feel like the kind of
17 place where you were free to be whomever you are as an
18 individual and express yourself. You know, it was a
19 little -- it was more rigid. And again, you know,
20 seeing a lot of attractive women, that was my
21 perception.

22 And using that Mad Men-esque framework
23 helps me to add some color to what, I mean, I guess.

24 Q. So but there were a number of -- of

1 women there in power. In that suite of the Governor's
2 office who were very powerful and qualified?

3 A. Yeah.

4 Q. How did they fit into the Mad Men
5 culture that you're describing?

6 A. Well, they were workhorses and I
7 can't speak to what their day-to-day experiences were
8 like because I didn't work closely with any of them. I
9 just know that they weren't necessarily always beside
10 him, with him constantly.

11 I understood that they were doing the
12 work of the State of New York consistently and -- and
13 regularly, and that they were very highly qualified,
14 that they weren't there because of aesthetics. They
15 were there because of their qualifications, but I can't
16 speak to their experiences.

17 Q. In other words, you don't know
18 whether they were with him in Manhattan for events on
19 any given day?

20 A. I don't know what -- I mean, I -- I
21 don't know what his schedule was like every single day,
22 no. Although that was, there were briefings and
23 circulars about what he was doing and where he was.

24 Q. Okay. I want to ask about Howard

1 Glazer and sort of him leaving.

2 A. Uh-huh.

3 Q. And then, Jim Malatras comes in. Is
4 that right?

5 A. Uh-huh.

6 Q. Can you explain what happened with
7 Howard when he left and you know, what -- what that
8 meant for you?

9 A. I don't know why he left, and it was
10 very abrupt, it seemed based on my observation from the
11 sidelines, and he never took me aside and told me I'm
12 leaving, and this is why I'm leaving, and here's what it
13 means for you and, you know, check in with so and so and
14 see where -- where you might want to end up with your
15 fellowship next.

16 I was basically told Howard's leaving, I
17 think he went to go take a job at a company that
18 provided some services to airports and advised regarding
19 infrastructure airport design. Again, spec --
20 speculation. I -- and I -- I don't recall any specific
21 conversation.

22 I think I understood from an impression
23 that I received perhaps through Michael Cassidy or
24 Andrew Kennedy, that like there was some break in the

1 dynamic between the Governor and Mr. Glazer and that
2 like Howard was off kind of wanting to do a different
3 thing.

4 And that Jim, who was the brainchild
5 behind initiatives such as START-UP New York and sort of
6 on the periphery as a wunderkind, so to speak, was being
7 elevated into that position and I knew that I had a
8 tenuous grip on the desk, which I occupied, and that Jim
9 could decide whoever he wanted to sit there, and it
10 didn't necessarily have to be me.

11 Q. Why did you think you had a tenuous
12 grip on the desk outside Howard's office?

13 A. Because whoever sits in that desk,
14 because it's affiliated with the Director of State
15 Operations working at, well, you're working ultimately
16 at the pleasure of the Governor, but you know, the
17 Director of State Operations has power to determine who
18 gets to sit in that desk.

1 Q. Have you read the Attorney General's
2 report?

3 A. Not to the letter. But I know the
4 gist of it, and I remember watching the press conference
5 --

6 Q. And --

7 A. -- on television.

8 Q. -- and you were included as one of
9 eleven.

10 A. I was, yeah. I was subpoenaed. So
11 I had to --

12 Q. No, I --.

13 A. -- be.

14 Q. And if I could go, Leo, if you're
15 able to pull up the Attorney General's report and go to
16 footnote twelve twenty.

17 MR. KORMAN: Give me one moment and I can
18 put it in.

19 MS. GLAVIN: And we'll mark it as an
20 Exhibit.

21 THE COURT REPORTER: What Exhibit Number?

22 MS. GLAVIN: He's going to -- wait.

23 THE COURT REPORTER: Oh.

24 MS. GLAVIN: He's going to -- he's going

1 to get me one.

2 MR. KORMAN: .

I'm sorry, I was on mute.

3 It's introduced. It's coming in as Exhibit Nineteen.

4 MS. GLAVIN: Okay. If you can pull up on
5 the screen, footnote twelve twenty if you're able to so
6 that we can see it. I can read that footnote to you.

7 THE WITNESS: Uh-huh.

8 MS. GLAVIN: It's just one sentence in
9 the footnote.

10 MR. KORMAN: I don't think I can pull up,
11 I -- I don't think I can publish to the screen.

12 MS. GLAVIN: Footnote twelve twenty.

13 BY MS. GLAVIN: (Cont'g.)

14 Q. Footnote twelve twenty has a
15 sentence about your -- what you told the Attorney
16 General?

17 A. Uh-huh.

18 Q. And then, also, what Kaitlin told
19 the Attorney General. And the Attorney General's office
20 stated quote, although the conduct they endured occurred
21 too long ago for them to assert civil claims in court,
22 we find that the conduct did constitute sexual
23 harassment, end quote.

24

1 [REDACTED]

2 [REDACTED]

3 [REDACTED] [REDACTED]

4 [REDACTED]

5 [REDACTED] But I did not at the time, and nor

6 do I interpret it as -- I don't think this -- the

7 Governor was sex -- overtly sexually harassing me.

8 Q. They didn't include that in the
9 report that you said that to them?

10 A. I didn't read the report, so I don't
11 know what came through. I just know that since day one
12 I've been pretty clear because -- again, I did not want
13 to find myself in a situation like this one. And I
14 thought I was doing the right thing.

15 And -- but I -- I think if you read laws
16 around sexual harassment, yes, perhaps when somebody --
17 when a boss approaches you and puts their hand on your
18 person in a way that is not invited, that is technically
19 sexual harassment, if you interpret it as such, right.
20 I -- I'm not an attorney, so I don't know.

21 But again, this was on the heels of the
22 MeToo movement and a lot of big conversations, big
23 picture conversations happening in -- in many arenas
24 about it and I felt that it was material to the larger

1 story, but I don't feel, and I didn't feel that I was
2 being sexually harassed.

3 Q. The -- I want to go to an article,
4 this is at 2010, two ten, you could look at this
5 article. This is from March 23rd, 2021.

6 A. This is Exhibit Two Ten.

7 Q. Two Ten.

8 MR. KORMAN: Sorry.

9 THE WITNESS: Thank you.

10 BY MS. GLAVIN: (Cont'g.)

11 Q. The article is -- the title of it is
12 analyst becomes second Cuomo accuser who won't cooperate
13 with impeachment probe. The article's dated March 23rd,
14 2021?

15 A. Yeah. Uh-huh.

16 Q. Before this article was written, did
17 you have any communication with Lindsey Boylan about
18 whether or not to cooperate with the assembly
19 impeachment investigation?

20 A. I'm just trying to re --

21 Q. Yeah.

22 A. -- acclimate myself. No, but I --
23 she had posted publicly about it saying that she wasn't
24 going to cooperate, and I thought that it would -- if

1 Q. You read her medium piece, correct,
2 yeah, here we go.

3 A. I only read it in its entirety more
4 recently.

5 Q. When you say more recently, like
6 when?

7 A. Like, after I was subpoenaed, I
8 wanted to -- by reacclimate myself by --

9 Q. By --

10 A. -- Governor Cuomo, yes.

11 MS. GLAVIN: Okay. So can you go to page
12 two, Leo of Exhibit Two Twelve. All right. Go -- yeah,
13 at the very bottom.

14 BY MS. GLAVIN: (Cont'g.)

15 Q. Do you see Lindsay's medium piece
16 she states, "my first encounter with the Governor came
th

17 at a January 6 , 2016 event at Madison Square Garden --

18 A. Yeah. Uh-huh.

19 Q. -- to promote the new Pennsylvania
20 Station Farley complex project. After his speech, he
21 stopped to talk to me. I was new on the job and
22 surprised by how much attention he paid to me.

23 A. Uh-huh.

24 Q. Can you reconcile for me --

Q. -- the fact that Lindsey Boylan says
 under with the Governor happens on January

Q. You've been gone for nine months.

A. Right. She had been -- [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Q. Now with respect to conversations

with Lindsey Boylan, did Lindsey Boylan express to you a

dislike for Governor Cuomo?

A. Yes.

Q. Okay. What did she say?

A. I don't know specifically, I know

that I turned over some text messages I think, but she

thought he was a bad man. And I don't remember any

verbal -- any vocabulary words that she used to describe

him.

I just know that she thought he was a bad

man, and that he surrounded himself with other bad

actors, and that she had made an allegation, and had

experienced something to that effect, and that was the

pretense under which she connected with me.

A. Not that I can recall, I don't think words. She certainly wanted there to be think, of some sort of consequences where acknowledgement of improper conduct.

A. I have no knowledge whatsoever of

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[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED] [REDACTED] So can you just tell me, what was Lindsay telling you, that the -- that the Governor was having affairs with staffers?

A. From what I can recall, and again, and I -- my attorney had communicated this to you that I have that setting -- I had that setting switched on, on my iPhone where after thirty days all my digital correspondence goes kaput.

So I would've had to go through Verizon to get record of any text messages that had happened more than thirty days before I was subpoenaed. So I don't currently have -- the only digital records or existing physical records that I had had were whatever I had turned over to the Attorney General's office.

1 I thought, who else might he be calling, and then, when
2 she contacted me, I thought, who else might she be
3 contacting? Because who am I to speak to this matter.

4 Q. And so is it fair to say that you
5 think that Ms. Boylan may have been contacting you
6 because she was hoping to find other people who were
7 willing to talk to the press. Is that correct?

8 A. That's correct. I think anybody in
9 a position like that might look for other testimony to
10 back up their own testimony, so, yes.

11 Q. Did she tell you at that time who
12 else she had been speaking to in her attempt to get
13 other people to speak to the press?

14 A. No, she did not divulge any names.
15 She did say that as I mentioned that she had been --
16 that she was cultivating this platform by way of Rebecca
17 Traister in the New York Magazine piece and that she was
18 reaching out to others, she did indicate that.

19 Q. Let me ask you about Melissa DeRosa.
20 Did you ever speak to Ms. DeRosa?

21 A. No, I think perhaps there was one
22 word exchanged once, but nothing of any substance or
23 meaning.

24 Q. And so when you talk about Ms.

1 DeRosa in Exhibit, [REDACTED]

2 [REDACTED]

3 [REDACTED] [REDACTED]

4 [REDACTED]

5 [REDACTED]

6 You come to that conclusion without ever
7 speaking to her other than maybe a pleasantry, is that
8 what you said?

9 A. Yes, as I testified to Ms. Glavin,
10 Lindsey had shared her own -- her opinions in some
11 narrative that I took to be true from which I made a
12 judgment. [REDACTED]

13 [REDACTED]

14 [REDACTED]

15 [REDACTED]

16 But my -- yes, I never had any -- any
17 interaction with her. She did not regard me, make eye
18 contact with me ever physically acknowledge that I was
19 in the same room as her and I was going off of with
20 Lindsey had shared with me, as well as, some others by
21 way of the office gossip mill or rumor mill that I also
22 referred to multiple times during my testimony today.

23 So all second hand -- all second hand and
24 hearsay nothing rooted in my own direct interpersonal

1 experience.

2 Q. And earlier today you said you did
3 not want to contribute to a narrative based on rumor,
4 that's something that you said in connection with when
5 you were talking about one of the publications. I think
6 it might have been one of the publications tabloids.
7 Remember saying that?

8 A. Which exhibit are you referring to?

9 Q. I'm not referring to an exhibit.
10 I'm referring to your previous testimony about speaking
11 to one of the journalists you spoke to. You said you
12 did not want to contribute to a narrative based on
13 rumor?

14 A. Yes, that's why I was very careful
15 in all of my comments to the media, which again, in some
16 cases, were taken out of context, but I always was
17 careful to say, I heard or through secondhand, I had
18 secondhand knowledge of this, that, or the other thing,
19 or it was my understanding that this or that may have
20 happened.

21 I never said, this happened, that
22 happened. I was as clear as I could be based on my own
23 knowledge and recollection of what I said. But
24 oftentimes it just happens that a quote is taken and